

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

NOTICE OF ADJUSTMENT OF RATES AND)
CHARGES OF SOUTH CENTRAL RURAL)
TELEPHONE COOPERATIVE CORPORATION,)
INC., TO BE EFFECTIVE FEBRUARY 1,)
1982, AND APPLICATION OF SCRTC,)
INC. FOR ORDER PERMITTING ADJUST-)
MENT OF RATES)

CASE NO. 8433

O R D E R

On May 26, 1982, the Attorney General of the Commonwealth of Kentucky (A.G.), intervenor herein, filed a motion to strike the reply brief of South Central Rural Telephone Cooperative (SCRTC). The basis for this motion was that on April 7, 1982, the Commission ordered briefs to be filed by May 10, 1982, and since SCRTC's reply brief was filed on May 24, 1982, this constituted a violation of 807 KAR 5:001 Section 4(11).

The Commission, having considered the A.G.'s motion to strike and the evidence of record, and being advised, is of the opinion and finds that:

1. The Commission's order of April 7, 1982, set the date of May 10, 1982, as the final date for any party to file a brief.
2. SCRTC did not file a brief in this proceeding but did file a reply brief in response to the A.G.'s brief.
3. The Commission's order of April 7, 1982, did not address reply briefs and did not set forth any time limitations for filing reply briefs.

4. The filing of SCRTC's reply brief did not violate 807 KAR 5:001 Section 4(11).

5. To afford all parties their due process rights, the A.G. should be given 10 days to file a brief in response to SCRTC's reply brief.

IT IS THEREFORE ORDERED that the A.G.'s motion to strike be and it hereby is overruled.

IT IS FURTHER ORDERED that SCRTC's reply brief be and it hereby is made a part of the record in this proceeding.

IT IS FURTHER ORDERED that the A.G. be and hereby is given 10 days from the date of this order to file a brief in response to SCRTC's reply brief.

Done at Frankfort, Kentucky , this 11thday of June, 1982.

PUBLIC SERVICE COMMISSION

Marlin M. Voth
Chairman

Katharine Randall
Vice Chairman

Leah Carrigan
Commissioner

ATTEST:

Secretary